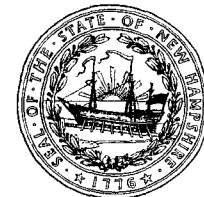




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

July 25, 2006

Mr. Jeff Frost
113 Bay Street
Manchester, New Hampshire 03104

CERTIFIED MAIL (7005 1160 0004 7467 7274)
RETURN RECEIPT REQUESTED

NOTICE OF PAST VIOLATION
(Asb.)

RE: Improper Asbestos Removal at 313 Bridge St., Manchester, NH

Dear Mr. Frost:

In response to a complaint, the New Hampshire Department of Environmental Services ("DES") inspected a renovation project at 313 Bridge Street in Manchester, New Hampshire ("the Property") on May 19, 2006. The Property is owned by you, and workers were in the process of renovating the building on the Property at the time of the inspection. After observing asbestos insulation on a steam pipe and seeing that plaster, which could contain asbestos, was being removed, DES contacted you and explained the need for an asbestos survey. You agreed to stop the work and have the plaster sampled. The plaster tested negative for asbestos, and you agreed to hire an asbestos contractor if the decision was made to renovate or remove the asbestos insulated pipe.

The purpose of this letter is to notify you of the violation discovered during the May 19, 2006 inspection, as well as the requirements surrounding asbestos abatement, so that you can prevent future violations. The specific violation is as follows:

1. Env-A 1804.01, *Inspections*, requires that, before undertaking any demolition or renovation, each property owner or operator shall provide for an inspection by a trained asbestos inspector of the affected portion(s) of the facility for the presence of asbestos-insulated material ("ACM"). No such inspection was performed before the start of the demolition/ renovation project at the Property.

Since you stopped work when requested, had the plaster tested, and the plaster tested negative for asbestos, DES believes that no further action is required at this time in response to the listed violation. You can avoid the improper disturbance of ACM and the health hazards and liability that are associated with exposure to asbestos by complying with Env-A 1800, *Asbestos Management and Control*, a copy of which is enclosed for future reference.

If you believe that DES has cited this violation in error or if you have any questions or require additional information regarding this matter, please contact Mr. Steve Cullinane, Asbestos Program Manager, Compliance Bureau, Air Resources Division, at (603) 271-1373 or Ms. Barbara Hoffman, Enforcement Section Supervisor, Compliance Bureau, Air Resources Division, at (603) 271-7874. A current copy of the Air Resource Division rules can be obtained from the DES website at <http://www.des.nh.gov/rules/air.htm> or by contacting the Public Information Center at (603) 271-2975.

Sincerely,



for Pamela G. Monroe
Compliance Bureau Administrator
Air Resources Division

PGM/blh

Enc.: Env-A 1800

cc: G. Hamel, DES Legal Unit Administrator
H. Pilgrim, EPA Region 1
Frank Guinta, Mayor, City of Manchester